

New BUSINESS

9-24-19.

**INTERNAL
OPERATIONS
STANDING
COMMITTEE**



CITY OF DETROIT
LAW DEPARTMENT

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15

September 18, 2019

Detroit City Council
1340 Coleman A. Young Municipal Center
Detroit, Michigan 48226

Re: Amendment To Chapter 13, *Elections*, of the 2019 Detroit City Code, by adding Article IV, *Voter Registration Materials for Tenants*, Sections 13-4-1 through 13-4-6.

Honorable City Council:

The Law Department has prepared an ordinance proposed by Council President Pro Tempore Mary Sheffield, which addresses a landlord's duty to provide voter registration materials to tenants upon occupancy of a rental unit in the City of Detroit. This local law will be amending Chapter 13 of the 2019 Detroit City Code, *Elections*, by adding Article IV, *Voter Registration Materials for Tenants*, and adding Sections 13-4-1, through 13-4-6. The purpose of the ordinance is to require landlords, or their agents acting on their behalf, to provide voter registration materials to tenants upon their occupancy of a rental unit; to facilitate in the exercise of one's constitutional right to vote, to set forth a procedure for the City to track voter registration applications; to provide an annual report to City Council; and lastly, to set forth penalties for violations of this ordinance. A copy of the ordinance, which has been approved as to form, is attached for your consideration.

I look forward to discussing this important legislation with this Honorable Body.

Respectfully Submitted,

Mary Parisien

Mary Parisien
Assistant Corporation Counsel
City of Detroit
Municipal Law Section

S U M M A R Y

AN ORDINANCE to amend Chapter 13 of the 2019 Detroit City Code, *Elections*, by adding Article IV, *Voter Registration Materials for Tenants*; to include Sections 13-4-1, *Definitions*; Section 13-4-2, *Voter Registration Information*, to establish the responsibility of landlords to provide voter registration materials to tenants at the time of occupancy; Section 13-4-3, *Labeling voter registration applications*, to properly distinguish voter registration applications; Section 13-4-4, *Report to City Council*, to monitor the impact of the ordinance; Section 13-4-5, *Enforcement*; and Section 13-4-6, *Violations*, to facilitate the exercise of one's constitutional right to vote.

1 BY COUNCIL MEMBER :

2 **IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT THAT:**

3 **Section 1.** Chapter 13 of the 2019 Detroit City Code, *Elections*, by adding Article IV, *Voter*
4 *Registration Materials for Tenants*, be amended by adding Sections 13-4-1 through 13-4-6, to read
5 as follows:

6 **CHAPTER 13. ELECTIONS**

7 **ARTICLE IV. VOTER REGISTRATION MATERIALS FOR TENANTS**

8 **Sec. 13- 4 –1. Definitions.**

9 For the purpose of this article, the following words and phrases shall have the meanings
10 respectively ascribed to them by this section:

11 *Landlord* means the owners, lessor, sub-lessor or persons in control or management of the
12 rental dwelling, or their legal agents.

13 *Tenant* means an adult person who occupies one or more rooms used as a residence
14 pursuant to an oral, written, or legally implied lease or license.

15 **Sec. 13- 4 –2. Voter registration information.**

16 (a) A landlord or a landlord's legal agent shall at the time of commencing the lease
17 provide to each rental unit the following information in written form:

18 (1) The requirements to register to vote;

19 (2) Specific information on how to register to vote;

20 (3) Notice that election information and further registration information is available on
21 the Michigan Secretary of State website, the City of Detroit's website and through
22 the City Clerk's Office and;

23 (4) A copy of the State of Michigan Voter Registration Application and instructions.

(b) The landlord, or the legal agent of the landlord, can obtain a copy of the necessary information for distribution from the City of Detroit's City Clerk's Office, the Department of Elections, or their local district City Council Member's Office.

(c) The City Clerk's Office, the Department of Elections, and City Council Members' shall have available on their websites, and for pick-up at their respective offices, the documents required in Subsection (a) of this section.

(d) Subsection (a) shall not apply to a sub-lessee unless the sub-lessee takes possession of the rental unit with the owner's knowledge and consistent with the owner's rental agreement with the sub-lessor.

Sec. 13-4 –3. Labeling voter registration applications.

(a) The City Clerk's Office shall stamp the front page of any voter registration applications for distribution to landlords with the number assigned to this ordinance.

(b) If a landlord chooses to print voter registration applications from an online source, or obtain voter registration applications from an alternate source, the landlord shall mark the document with the number assigned to this ordinance in writing on the front page of the application.

(c) The City Clerk's Office shall track any stamped or labeled voter registration applications received and compile the data to produce the report required in Section 13-4-4 of this ordinance.

Sec. 13-4-4. Report to City Council.

The City Clerk's Office shall provide an annual report in February of each year to City Council, indicating the number of marked voter registration applications received.

1 **Sec. 13-4-5. Enforcement.**

2 (a) Any tenant claiming a violation of this ordinance may file a signed, written
3 complaint with the City of Detroit's Civil Rights, Inclusion and Opportunity Department within
4 one year of the alleged failure to provide voter registration information forming the basis of the
5 complaint. The complaint must contain:

6 (1) The names of the interested parties;

7 (2) The date of the incident;

8 (3) The address of the residential unit; and

9 (4) Any additional factual matters relevant to the claim.

10 (b) No person shall provide false information to the Civil Rights, Inclusion and
11 Opportunity Department investigating a complaint regarding a violation of this ordinance.

12 (c) Within 30 days of filing a written complaint complying with this section, the City
13 of Detroit's Civil Rights, Inclusion and Opportunity Department shall begin an investigation of
14 any complaint alleging a violation of this ordinance.

15 (d) After completion of an investigation under this section, the Civil Rights, Inclusion
16 and Opportunity Department shall provide a written report of the Department's findings to the
17 Buildings, Safety Engineering and Environmental Department within ten days.

18 (e) If the Civil Rights, Inclusion and Opportunity Department finds that a violation has
19 occurred, the Buildings, Safety Engineering and Environmental Department shall:

20 (1) Keep a record of the violations, and;

21 (2) Issue a ticket to the landlord for failure to comply with this ordinance based upon
22 the report and recommendation of the Civil Rights, Inclusion and Opportunity
23 Department.

1 **Sec. 13-4 –6. Violation.**

2 (a) The failure of a landlord or a landlord's legal agent to abide by the provisions
3 required in this ordinance shall not be construed as to affect the validity of the lease agreement or
4 the enforcement of any of the lease provisions.

5 (b) Any landlord violating any of the provisions of this Article shall be guilty of a
6 misdemeanor and shall be punished by a fine not to exceed \$500.00 dollars, or by imprisonment
7 not to exceed 90 days, or both at the discretion of the court.

8 **Secs. 13-4-7-13-4-20. Reserved.**

Section 2. This ordinance is hereby declared necessary to preserve the public peace, health, safety, and welfare of the people of the City of Detroit.

Section 3. All ordinances, or parts of ordinances, that conflict with this ordinance are repealed.

Section 4. The division added by this ordinance has been enacted as comprehensive local legislation. It is intended to be the sole and exclusive law regarding its subject matter, subject to provisions of state law.

Section 5. In the event this ordinance is passed by two-thirds (2/3) majority of City Council Members serving, it shall be given immediate effect and become effective upon publication in accordance with Section 4-118 of the 2012 Detroit City Charter. Where this ordinance is passed by less than a two-thirds (2/3) majority of City Council Members serving, it shall become effective on the thirtieth (30) day after enactment, or on the first business day thereafter, in accordance with Section 4-118 of the 2012 Detroit City Charter.

Approved as to form:



Lawrence T. García
Corporation Counsel



EXECUTIVE ORDER NO. 2019-1

TO: ALL BOARDS, COMMISSIONS, DEPARTMENT DIRECTORS,
CITY COUNCIL MEMBERS AND THE CITY CLERK

FROM: MICHAEL E. DUGGAN, MAYOR

RE: Executive Order Prohibiting Bullying in all Youth-Serving City
Services, Activities, Programs, and Facilities

WHEREAS, this policy protects the dignity and safety of youth served by the City of Detroit.

WHEREAS, this policy prohibits bullying, harassment, and intimidation in all youth-serving city services, activities, programs, and facilities.

WHEREAS, as an employer, the City of Detroit will take all affirmative steps necessary to eliminate bullying, harassment, and intimidation in all youth-serving city services, activities, programs, and facilities.

WHEREAS, this policy shall apply to all City of Detroit employees, contractors, agents conducting business on behalf of the City or on City property also organizations that the City of Detroit partners with regarding youth centered programs.

WHEREAS, prohibition against bullying includes:

1. Acts of bullying, including cyberbullying, whether by youth, volunteers, or staff, are prohibited in all youth-serving city services, activities, programs, and facilities.
2. Retaliation against a youth, volunteer, or staff member who reports bullying, provides information about an act of bullying, or witnesses an act of bullying is also prohibited.
3. All agencies that provide services, activities, programs, and facilities for youth shall establish a clear policy for reporting, addressing, and preventing bullying as defined above.

WHEREAS, “Bullying” shall be defined as any severe, pervasive, persistent or repeated act or conduct whether physical, electronic, or verbal that:



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1. May be based on a youth's actual or perceived race, color, ethnicity, religion, national origin, sex, age, marital status, personal appearance, sexual orientation, gender identity or expression, intellectual ability, familial status, political affiliation, genetic information, disability, source of or lack of income, or any other distinguishing characteristic, or on a youth's association with a person or group with any of the actual or perceived foregoing characteristics; and
2. Can reasonably be predicted to:
Place the youth in reasonable fear of physical harm to their person or property; Cause a substantial detrimental effect on the youth's physical or mental health; Substantially interfere with the youth's academic or athletic performance or attendance; or Substantially interfere with the youth's ability to participate in or benefit from the services, activities, programs, facilities, or privileges provided by an agency, contractor or agent thereof the City of Detroit.

WHEREAS, the City of Detroit will not tolerate violence in the workplace, whether committed by or against city employees,

I, Michael E. Duggan, Mayor of the City of Detroit, do hereby order as follows:

1. The City of Detroit shall to adhere to a policy of zero tolerance for any form of bullying, harassment, and intimidation in all youth-serving city services, activities, programs, and facilities.
2. All managers and supervisors of youth-serving city services shall be responsible for maintaining bullying-free workplace practices, implementing the Prohibition of bullying in all youth-serving city services, Activities, Programs, and Facilities Policy, and communicating the Policy to subordinates.
3. All Department Directors and Agency Heads shall continually review current safety measures for youth-serving city services, activities, programs, and facilities at work sites and, where needed, shall implement changes to make work sites safer for City of Detroit employees and the public;
4. All Department Directors and Agency Heads of youth-serving city services, activities, programs, and facilities at work sites and shall



Civil Rights, Inclusion
and Opportunity

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implement an Anti-Bullying Campaign for the youth receiving services and the employees.

5. All employees, including managers and supervisors, shall be responsible for reporting incidents of bullying, harassment, and intimidation in all youth-serving city services, activities, programs, and facilities to their supervisors, or where appropriate, to law enforcement authorities;

Pursuant to the powers vested in me by the 1963 Michigan Constitution and by the 2012 Detroit City Charter, I, Michael E. Duggan, Mayor of the City of Detroit, issue this Executive Order. This Executive Order is effective upon its execution and filing with the City Clerk.

Michael E. Duggan
Mayor, City of Detroit



September 20, 2019

Honorable Brenda Jones
President, City Council
City of Detroit
Coleman A. Young Municipal Center
2 Woodward Avenue, Suite 1340
Detroit, Michigan 48226

Dear President Jones:

Please be informed that the term of office for Mr. Kamal Cheeks, Ms. Michelle Lee, Mr. Bradley Lutz and Ms. Sandra Yu Stahl, all Community Advisory Committee (CAC) members for the Detroit Brownfield Redevelopment Authority (DBRA) will expire on June 30, 2019. Consequently, please take action in reappointing the four current members or appointing new members to serve a term expiring June 30, 2020.

Attached please find the contact information for the DBRA-CAC members whose terms will expire.

If you have any questions, please feel free to call me at (313) 483-4150.

Sincerely,

Jennifer Kanalos
Authorized Agent

c: City Clerk
City Council
Elisa Malile
Stephanie Washington
Jasmine Barnes
Stephen Grady
Malinda Jensen
Brian Vosburg

DBRA Community Advisory Committee Members
Terms Expired 6/30/19

Mr. Kamal Cheeks
19427 Warrington Dr.
Detroit, MI 48221

Ms. Michelle Lee
224 Newport St.
Detroit, MI 48215

Mr. Bradley Lutz
76 W. Adams, Apt. 1103
Detroit, MI 48226

Ms. Sandra Yu Stahl
1725 Parker Street
Detroit, MI 48214



MEMORANDUM

TO: **Denise Starr, Director, Human Resources**
David Massaron, CFO

FROM: **Hon. Scott Benson, City Council District 3** 

CC: Hon. Roy McCalister, Chair, Internal Operations
Hon. Janice Winfrey, City Clerk

David Whitaker, Director, LPD

Stephanie Washington, City Council Liaison

VIA: Hon. Brenda Jones, City Council President

DATE: 18 Sep 2019

RE: **MATERNITY & PATERNITY LEAVE FOR EMPLOYEES**

As per Crain's Detroit Business 100 Cool Places to Work (CPTW), 71% of CPTW offer fully or partially paid parental leave for the birth or adoption of a child. Crain's. "100 Cool Places to Work." *Crain's Detroit Business* 5 August 2019, pp. 19. In an effort to ensure Detroit can compete for the acquisition of talent, I am suggesting Detroit adopt paternity and maternity leave policies that place us in a competitive position. In order to obtain a high level of competitiveness, please identify the cost to provide six months of 100%, 80% and 60% paid time off for birth or adopting parents of children. In addition, identify how these three benefit levels would impact the City's general fund.

Provide this report and recommendation by 15 Oct 2019. If you have any questions do not hesitate to contact my office at, 313-224-1198

SRB